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TILLINOIS ORGINAL COMMERCE COMMISSION

# BEFORE THE COMMERCE COMMISSION OF THE STATE OF ILLINOIS

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01-0477

APPLICATION FOR AUTHORIZATION TO PROVIDE INTRASTATE TELECOMMUNICATIONS RESALE SERVICES

OF

World Communications Satellite Systems, Inc. 3730 Kirby, Suite 1200
Houston, Texas 77098
1-866-647-2752

# REGULATORY COUNSEL

The Helein Law Group, P.C. 8180 Greensboro Drive, Suite 700 McLean, VA 22102

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#### BEFORE THE COMMERCE COMMISSION OF THE STATE OF ILLINOIS

| In the Matter of                       | )        |           |
|--|----------|-----------|
|  | )        |           |
| World Communications Satellite Systems | s, Inc.) | Docket No |
| Application for Authorization to       | )        |           |
| Provide Intrastate Telecommunications  | )        |           |
| Resale Services                        | )        |           |

World Communications Satellite Systems, Inc., ("WCSS", "Applicant" or "Company"), herewith respectfully petitions for authorization to provide its telecommunications resale services on an intrastate basis. In support of this application, the following is shown:

#### A. <u>CORPORATE INFORMATION AND OWNERSHIP</u>

- 1. Applicant is Virginia corporation. A copy of the Applicant's Articles of Incorporation are attached to this petition as Exhibit 1.
- The Company's principal offices are located at 3730 Kirby, Suite 1200, Houston,
   Texas 77098.
  - 3. Applicant's corporate information is set forth in Exhibit 2.
  - 4. WCSS's officers and directors are as follows:

Caterina Bergeron: President/CEO, Treasurer, Secretary & Director

- 5. A certificate to do business as a foreign corporation has been applied for, and a copy of the certificate will be filed as Exhibit 3 to this application as soon as it is received.
  - 6. The Company's registered agent to receive service is listed in Exhibit 4.
- 7. No shareholder and no persons serving either by elections or appointment as officers, directors, incorporators, or persons controlling or holding more than 10% of the issued and outstanding common shares or 10% of any other proprietary, beneficial or membership interest in the

corporation have been convicted of a felony involving a transaction in securities, consumer fraud or antitrust in any state or federal jurisdiction; have been convicted of a felony, the essential elements of which consisted of fraud, misrepresentation, theft by false pretenses, of restraining the trade or monopoly in any state or federal jurisdiction; have been or are subject to an injunction, judgment, decree, or permanent order of any state or federal court where such injunction, judgment, decree or permanent order involved the violation of fraud or registration provisions of the securities laws of that jurisdiction, involved the violation of the consumer fraud laws of that jurisdiction, or involved the violation of the antitrust or restraint of trade laws of that jurisdiction.

8. Applicant, its shareholders and officers have not had, and have no interest in any entity that has had any regulatory approval denied, revoked or suspended, nor are they, individually or collectively, involved in any proceeding to deny, revoke or suspend any regulatory approval.

#### B. DESCRIPTION OF SERVICES

- 9. Applicant is a resale carrier of long distance interstate, international, and intrastate telephone service. Although WCSS is a new entrant, it currently markets and/or provides intrastate interLATA and intraLATA long distance service in the following jurisdictions: Colorado, Michigan, Montana, New Jersey, North Dakota, Ohio, Texas, Utah, Virginia and the District of Columbia. In addition, Applicant intends on filing applications in the remaining contiguous states. Applicant will provide service throughout the State of Illinois.
- 10. Applicant seeks authority to provide resold long distance service, primarily 1+ equal access calling, calling cards and eventually toll free access calling. Applicant will not provide operator services nor service to pay phones. The services proposed in this application are

competitive telecommunication services as described in Section 13-502(b) of the Illinois Public Utilities Act.

- 11. At start up, Applicant will not deploy any switches, network facilities, or operator centers. These facilities are supplied by Applicant's underlying carrier(s). The Company will provide service to residential and business users.
- 12. Applicant acquires the services it resells under either the provisions of the duly published tariffs of its underlying carrier(s) or pursuant to contract with such carrier(s). Applicant is responsible for all payments to the underlying carrier(s) for actual usage taken under tariff or by contract. Applicant's billing agent submits Applicant's bills to its customers through certified local exchange carriers.
- 13. In the event of a billing dispute between the customer and the Company, the customer shall notify the Company of its disagreement within forty-five days of receiving its bill. The customer may request, and Applicant will provide, a detailed review of the disputed amount. The undisputed amount and any subsequent billing must be paid on a timely basis. If after investigation by a WCSS manager there is still a disagreement about the disputed amount, the customer is notified that an appeal to the state commerce commission may be made. Applicant's toll free number to receive customer complaints and inquiries is 1-866-647-2752.

# C. TECHNICAL QUALIFICATIONS

14. Because the Company provides no equipment, transmission, or reception facilities, specific technical qualifications are less germane to Applicant's operations. Applicant will maintain close and continuous liaison with its underlying carrier(s) in order to coordinate and expedite new service orders, moves, adds, changes, repairs, restoration of service, or other customer requests.

#### D. FINANCIAL BACKGROUND AND QUALIFICATIONS

15. Financial information on the Company is submitted in Exhibit 5, which contains commercial and financial information considered proprietary and confidential.

# E. <u>PROPOSED TARIFF</u>

16. The proposed tariff of Applicant is attached as Exhibit 6.

# F. PUBLIC INTEREST SHOWING

- 17. Applicant submits that the public interest will be served by the approval of this application. Applicant's proposed service will use existing communication facilities more efficiently, and will provide alternative services of the highest quality. Additionally, Applicant will provide increased consumer choice in billing options, and will increase the diversification and reliability of available communications services.
- 19. The Company's resale service offering will enhance competition for telecommunications services in this state because the addition of another supplier of telephone service will increase competition in terms of price and quality of service for telephone service consumers. Also, Applicant will make available to small- and medium-sized businesses competitive rates for service.

#### G. REQUEST FOR WAIVERS

20. Because all of the services the Company proposes to provide are competitive telecommunications services under Section 13-502(b) of the Public Utilities Act, the Company submits that certain provisions of the Public Utilities Act and the Illinois Administrative Code are inapplicable to the Company. Accordingly, in order to reduce the economic burdens of regulation, the Company requests that a waiver of the following provisions be granted:

(1) Part 710 of 83 Illinois Administrative Code concerning Uniform System of Accounts;

Part 735 of 83 Illinois Administrative Code regarding credit billing, deposits and (2)

termination of service.

Additionally, Applicant also requests, pursuant to 83 Illinois Administrative Code 21.

250, that it be granted approval to maintain its books and records at its principal place of business in

the State of Texas.

Applicant submits that a grant of the requested waivers are consistent with the public 22.

interest and the purposes and policies of Article XIII of the Public Utilities Act.

23. The Company requests that all questions and correspondence be directed to its regulatory

counsel at the following address and phone numbers:

The Helein Law Group, P.C.

8180 Greensboro Drive, Suite 700

McLean, VA 22102

Telephone No.: (703) 714-1301

Facsimile No.: (703) 714-1330

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WHEREFORE, World Communications Satellite Systems, Inc. requests that the Commission authorize it to engage in the resale of intrastate, interexchange telecommunication services to the public as proposed herein and as set forth in the attached tariffs.

Respectfully submitted this 26th day of June, 2001.

World Communications Satellite Systems, Inc.

By:

Charles H. Helein

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McLean, VA 22102

Telephone No.: (703) 714-1300 Facsimile No.: (703) 714-1330

# **VERIFICATION**

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Caterina Bergeron, being duly sworn, attests that: she is the President of World Communications Satellite Systems, Inc.; that she has read the foregoing Application and knows the contents thereof; and that the same is true of her knowledge except as to any matters therein stated upon information and belief; and as to those matters she believes them to be true; that she consents to the verified affidavit being used as evidence in this proceeding.

Caterina Bergeron

President

Subscribed to and sworn to before me this day of

Notary Public

My commission expires: